

3762



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Chornenky, Victor I.)	PATENT
	Jaafar, Ali)	
Serial No:	09/931,672)	Art Group Unit: 3329
)	
Filing Date:	August 17, 2001 (17.08.2001))	Examiner: Jastrzab, Jeffrey
)	
Title:	Apparatus And Method For)	RESPONSE TO OFFICE
	Reducing Subcutaneous Fat Deposits,)	ACTION MAILED
	Virtual Face-Lift, And Body)	DECEMBER 22, 2003
	Sculpturing By Electroporation)	

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
MAR 24 2004
TECHNOLOGY CENTER R3700

RESPONSE TO OFFICE ACTION MAILED DECEMBER 22, 2003

Dear Sir:

Applicants hereby submit the following Response to the Office Action mailed December 22, 2003 (the "Office Action"). Please enter the following Amendments and Remarks.

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Craig Gregersen
(Type or print name of person mailing paper)

Date: March 20, 2004


(Signature of person mailing paper)

INTRODUCTORY COMMENTS

Status of the application and claims after the Office action

Drawing figures 1, 2, 4a and 5 have been objected to because boxes 16 and 100 are unlabeled. Corrected drawings will be submitted with changes shown in the attached figures in red ink.

Claims 1-11 were originally filed in this case. Claims 1, 2, 7, and 10-11 were rejected in the Office action as anticipated by U.S. Patent No. 6,326,177 to Schoenbach, et al. Claims 3 and 4 were rejected as being obvious over Schoenbach et al. in view of U.S. Patent No. to Hofmann, et al. Claims 8-9 were rejected as being anticipated by U.S. Patent No. 5,778,894 to Dorogi, et al. Claim 9 was rejected pursuant to 35 U.S. §112 as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as his invention on the grounds that there is no antecedent basis for "the curl." Claims 5-6 were noted to recite allowable subject matter but were objected to as depending from a rejected base claim.

Amendment to the Patent Office Records

Applicants respectfully request that the Office correct the official records on this application to indicate that Victor I. Chormenky is the first named inventor.

Patent
Ser. No. 09/931,672

Chormenky, Victor I.
Jaafar, Ali

Summary of the Application in view of this Response

By this Response, Applicants have amended claims 1, 8, 10 and 11, have canceled claims 5-6 and 8-11, and have added new claims 12-16. Claims 1-4 and 7, and 12-16 are pending in this case.